

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln.:

Marco Scibora

Serial No .:

09/266,183

Filed:

March 10, 1999

For:

APPARATUS AND METHOD FOR RECORDING A CUSTOM

COMPACT DISC AT A RETAIL PREMISES

Attorney:

Gerald E. Helget

Attorney Docket No.: 33046.13

Group Art Unit:

2644

Confirmation No.

5426

Examining Atty:

Andrew C. Flanders

Additional Fees:

Charge to Deposit Account 023732

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

TRANSMITTAL COVER LETTER

Enclosed for filing please find the following:

- Statement for Information Disclosure Under 37 C.F. R. §1.97 (e) (2 pgs.); 1.
- 2. Information Disclosure Statement (1 pg.);
- 3. Three (3) cited references; and
- Postcard receipt. 4.

Respectfully submitted,

Dated: 28 MAZ 05

Gerald E. Helget (Reg. No. 30

Briggs and Morgan, P.A.

2200 IDS Center

80 South Eighth Street

Minneapolis, MN 55402

Telephone: 612-977-8480

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as First Class Mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

1753198v1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln.:

Marco Scibora

Serial No.:

09/266,183

Filed:

March 10, 1999

For:

APPARATUS AND METHOD FOR RECORDING A CUSTOM

COMPACT DISC AT A RETAIL PREMISES

Attorney:

Gerald E. Helget

Attorney Docket No.: 33046.13

Group Art Unit:

2644

Confirmation No.

5426

Examining Atty:

Andrew C. Flanders

Additional Fees:

Charge to Deposit Account 023732

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

STATEMENT FOR INFORMATION DISCLOSURE UNDER 37 C.F.R. § 1.97(e)

This statement is being made for the Information Disclosure Statement accompanying this statement.

I, the person signing below, state that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

CERTIFICATE OF MAILING

I hereby certify that this document, is being deposited with the United States Postal Service via First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

1752814v1

The person making this statement is the practitioner who signs below on the basis of information in the practitioner's file.

Respectfully submitted,

Dated: 28 MZ 05

Gerald E. Helget (Reg. No. 3092 BRIGGS AND MORGAN, RA.

2200 IDS Center

80 South Eighth Street Minneapolis, MN 55402

Telephone: (612) 977-8480

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE eduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449AIRT

MAR 3 0 2005

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

Complete if Known				
Application Number	09/266,183			
Filing Date	March 10, 1999			
First Named Inventor	Marco Scibora			
Art Unit	2644			
Examiner Name	niner Name Andrew C. Flanders			
Attorney Docket Number	per 33046.13			

U.S. PATENT DOCUMENTS					
Examiner Cite No.1	Cite	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant
	No.1	Number - Kind Code ² (if known)			Passages or Relevant Figures Appear
	1	US- 5,237,157	08-17-1993	Joshua D. Kaplan	
	2	US- 5,691,964	11-25-1997	Horst Niederlein, et al	
		US-			
,		US-			
		US-			
		US-			
		US-	4		
		US-			
	1	US-			
	1	US-	-		
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Cito	Foreign Patent Document	Publication	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
No.1	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Date MM-DD-YYYY			T ⁶	
3	WO 94/15416	07-07-1994	Horst Niederlein			
·						
<u> </u>	•					
		Cite No. 1 Country Code3 - Number4 - Kind Code5 (if known)	Cite No. 1 Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (il known) Publication Date MM-DD-YYYY	Cite No. 1 Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (if known) Publication Date MM-DD-YYYY Name of Patentee or Applicant of Cited Document	Cite No. 1 Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (if known) Publication Date MM-DD-YYYY Name of Patentee or Applicant of Cited Document Passages or Relevant Passages or Relevant Figures Appear	

Examiner Signature	Date Considered	

Trainstation is attached.
This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Applicant is to place a check mark here if English language